

ग्रसाधारस

EXTRAORDINARY

भाग 2--- सज्ब 1

PART II-Section 1

प्राधिकार से प्रक्रा कित

PUBLISHED BY AUTHORITY

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निर्दे विल्लो, बृहस्पतिबार, बिस्मबर, 30, 1971/पौष 9, 1893

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NEW DELHI, THURSDAY, DECEMBER 30,1971/PAUSA 9, 1893

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह ग्रलग सैकसन के रूप में रखा जा सके Separate paging is given to this Part in order that it may be filed as a separate compilation.

## MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 30th December 1971/Pausa 9, 1893 (Saka) The following President's Act, enacted on the 29th December, 1971, is hereby published for general information: --

THE WEST BENGAL MOLASSES CONTROL (RE-ENACTING) ACT 1971 No. 25 of 1971

Enacted by the President in the Twenty-second Year of the Republic of India.

An Act to re-enact the West Bengal Molasses Control Act, 1949.

In exercise of the powers conferred by section 3 of the West Bengal 31 of 1971. State Legislature (Delegation of Powers) Act, 1971, the President is pleased to enact as follows: -

> 1. (1) This Act may be called the West Bengal Molasses (Re-enacting) Act, 1971.

Short title Control and commencement.

of 1949.

- (2) It shall be deemed to have come into force on the 1st day of April, 1971.
- 2. The West Bengal Molasses Control Act, 1949, as in force on the 31st Re-enactday of March, 1971, is hereby re-enacted subject to the modification that West for sub-section (4) of section 1, the following sub-section shall be, and Bengal Act XIV shall be deemed always to have been, substituted, namely:--
  - "(4) It shall remain in force until the 31st day of March, 1974.".

Savings and validation.

3. Notwithstanding anything contained in the West Bengal Molasses West Control Act, 1949, or in any other law for the time being in force, no Act XIV licence, permit, order, direction, notification, price, proceeding, liability of 1949. or penalty, punishment, thing or action which is purported to have been granted, made, issued, fixed, commenced, incurred, awarded, done or taken, as the case may be, on or after the 1st day of April, 1971, and

before the date of publication of this Act in the Official Gazette, shall be deemed to be invalid or ever to have become invalid merely on the ground that the said Act had expired, and every such licence, permit, order, direction, notification, price, proceeding, liability or penalty, punishment, thing or action shall be deemed to have been granted, made, issued, fixed, commenced, incurred, awarded, done or taken, as the case may be, under the corresponding provisions of the said Act, as re-enacted by this Act.

No crimi-nal Habicontravention of the Act between. 1-4-1971 and the date of publication in the Official Gazette of this Act.

4. Notwithstanding the retrospective operation of this Act, no contra- west had flather the state of the West Bengal Bengal Rengal Act XIV Molasses Control Act, 1949, as re-enacted by this Act, shall render any of 1949. person guilty of an offence if such contravention or failure had occurred on or after the 1st day of April, 1971, but before the date of publication in the Official Gazette of this Act.

V. V. GIRI,

President

N. D. P. NAMBOODIRIPAD. Joint Secy. to the Govt. of India.

## Reasons for the enactment

The West Bengal Molasses Control Act, 1949, which was passed by the State Legislature in 1949, and had received the assent of the President, enabled the State Government to control production, supply, distribution and trade in molasses in the State of West Bengal. The Act, as initially enacted, was to remain in force for a period of three years. The period of operation of the Act was, however, extended from time to time by legislation and the period of operation of the Act was last extended up to the 31st March, 1971. Due to elections and other pre-occupations, further extension of the period of operation of the Act after the 31st March, 1971, could not be made by the Government of West Bengal. That Government has represented to the Central Government that the situation created by the expiry of the period of operation of the said Act is required to be urgently remedied by the re-enactment of that Act.

- 2. While a proposal to promulgate an Ordinance further to extend the period of operation of the Act was being processed. President's rule was imposed in the State of West Bengal and the proposed Ordinance could not be promulgated. Since a very short time was left between this development and the end of the last session of the Lok Sabha, it was thought best to re-enact the West Bengal Molasses Control Act through a President's Act under the powers delegated to him by the West Bengal State Legislature (Delegation of Powers) Act, 1970 (17 of 1970).
- 3. The Committee constituted under the proviso to sub-section (2) of section 3 of the West Bengal State Legislature (Delegation of Powers) Act, 1970 (17 of 1970), has been consulted before the enactment of this measure as a President's Act.

B. MUKERJI.

Secy. to the Govt. of India, Ministry of Petroleum and Chemicals.